## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

ARLEN BERT BROWN,	)
Plaintiff(s),	) ) )
vs.	) Case No. 4:04CV00032 SNL
PHILLIP HORN,	) ) )
Defendant(s).	)

## <u>ORDER</u>

IT IS HEREBY ORDERED that Defendant's Motion for Judgment on the Pleadings [doc. #15] is GRANTED. Plaintiff's 42 U.S.C. § 1983 claim and his Eighth Amendment claim are DISMISSED, with prejudice.

So Ordered this 21st Day of March, 2006.

STEPHEN N. LIMBAUGH

UNITED STATES DISTRICT JUDGE